

MAR 21 2005

REQUEST

FOR

CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number 09/702,094

Filing Date 10/30/2000

First Named Inventor Robert B. Friedman, et al.

Group Art Unit 2157

Examiner Name Avi M. Gold

Attorney Docket Number 04159.0001U3

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on December 17, 2004. Any unentered amendment(s) referred to above will be entered.
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other *****

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37. C.F.R. § 1.103(c) for a period of ***** months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other *****

3. Fees

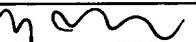
- a. Check in the amount of \$***** enclosed for the fees designated below.
- b. Payment by credit card in the amount of \$905.00 for the fees designated below. (Form PTO-2038 enclosed). WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
- c. The Director is hereby authorized to charge the amount of \$**** for the fees designated below to Deposit Account No. 14-0629.
- d. Fees
 - RCE fee required under 37 C.F.R. § 1.17(e)
 - Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - Other _____
- e. The Director is hereby authorized to charge any underpayment or credit any overpayment to Deposit Account No. 14-0629.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|---|-----------------------------------|----------------|
| Name (Print/Type) | Gregory J. Kirsch | Registration No. (Attorney/Agent) | 35,572 |
| Signature |  | Date | March 21, 2005 |

CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that this correspondence and any items indicated as attached or included [Choose one: are being deposited with the United States Postal Service as Express Mail, Label No. EL 980237997 US in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

| | | | |
|-------------------------------------|---|------|----------------|
| Name of Person Mailing (Print/Type) | Gregory J. Kirsch | Date | March 21, 2005 |
| Signature |  | Date | March 21, 2005 |

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REVISED: 03/21/05